



ATTORNEY DOCKET NO. 12093

PATENT

1711-~~8~~
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Thomas Bartz, et al.

Serial No. 09/937,788

Group No.: 1711

Filed: September 28, 2001

Examiner: Melanie D. Bissett

For: COMPOSITE ELEMENTS CONTAINING POLYISOCYANATE POLYADDITION
PRODUCTS

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

10/21/2003 HGUTEMA1 00000105 233425 09937788

Dear Sir:

01 FC:1806

180.00 DA

Applicant(s) submit(s) herewith patents, publications, or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose in accordance with 37 C.F.R. §1.56.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists. The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner.

☒ Submitted herewith is Form PTO-1449 (Modified) listing patents, publications, or other information for consideration by the Office.

COPIES PROVIDED:

☒ Legible copies of all items listed on Form PTO-1449 accompany this information statement, except as indicated below:

WO 99/64233 cited in Information Disclosure Statement mailed January 23, 2002 and received by the USPTO on January 30, 2002.

☐ Under 35 U.S.C. §120, this application relies on the earlier filing date of prior application Serial No. _____, filed on []. The following references were submitted to and/or cited by the Office on this prior application and are therefore not required to be provided in this application:

☐ In accordance with 37 C.F.R. §1.98(c), a copy of only _____ is being submitted with this Information Disclosure Statement, and is cumulative of the following patents or publications listed on Form PTO-1449:

FOREIGN LANGUAGE DOCUMENTS

- ☐ There are no foreign language documents listed on Form PTO-1449.
- ☐ Submitted herewith is an English translation of the following foreign language patents, publications or information or of portions of those patents, publications or information considered to be material:
- ☐ No English language translations of the foreign language patents, publications or information or parts thereof are readily available, except for those listed above.
- ☒ The following foreign language documents are believed to be the equivalent or substantial equivalent of the English language documents identified below, which are submitted herewith:
- | | |
|-----------------|--------------|
| EP 0 728 783 A1 | US 5,688,835 |
| EP 0 602 760 A1 | US 5,391,686 |
- ☒ Submitted herewith is a PCT search report listing information not in the English language and indicating the degree of relevancy found by the International Bureau of WIPO, in satisfaction of the requirement (under 37 C.F.R. §1.98(a)(3)) for a concise explanation of the relevance of non-English information.
- ☒ A concise explanation of the relevance of the following listed non-English language information is included as presently understood by the individual designated in 37 C.F.R. §1.56(c) most knowledgeable about the content of the information as set forth below:
- See Abstract of DE 4303887
See Abstract of EP 936240
See Abstract of EP 960723
- ☐ A concise explanation of the relevance of the following non-English language information is set forth in the above-identified specification:

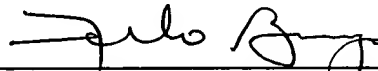
CERTIFICATION:

- ☐ The Information Disclosure Statement transmitted herewith is being filed **within** three (3) months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever event occurs last. 37 C.F.R. §1.97(b). Accordingly, it is believed that no certification or fee is due.
- ☒ The Information Disclosure Statement transmitted herewith is being filed **after** three (3) months of the filing date of the application or the date of entry into the national stage of an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but **before** the mailing date of either a final action under 37 C.F.R. §1.113 or a Notice of Allowance under 37 C.F.R. §1.311, whichever occurs first. Accordingly, I hereby certify that:
- ☐ Each statement of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the statement; 37 C.F.R. §1.97(e)(1); **OR**

- ☐ That no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge as the person signing this certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three (3) months prior to the filing of this statement; 37 C.F.R. §1.97(e)(2); **OR**
- ☒ Applicant elects the option to pay the fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under 37 C.F.R. §1.97(c). Please charge the **\$180.00** IDS submission fee to BASF Corporation **Deposit Account No. 23-3425**. A duplicate of this paper is enclosed.
- ☐ The Information Disclosure Statement transmitted herewith is being filed **After a Final Action** under 37 C.F.R. §1.113, or **After a Notice of Allowance** under 37 C.F.R. §1.311, whichever occurs first, but **Before Payment of the Issue Fee**. Accordingly, I hereby certify that:
- ☐ Each statement of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the statement; 37 C.F.R. §1.97(e)(1); **OR**
- ☐ That no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge as the person signing this certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three (3) months prior to the filing of this statement; 37 C.F.R. §1.97(e)(2); **AND**
- ☐ Applicant hereby petitions for consideration of this Information Disclosure Statement; 37 C.F.R. §1.97(d)(2)(ii). Please charge the petition fee of **\$130.00** to BASF Corporation **Deposit Account No. []**. A duplicate of this paper is enclosed.

The Commissioner is authorized to charge BASF Corporation Deposit Account No. 23-3425 for any additional fees due hereunder.

Respectfully submitted,

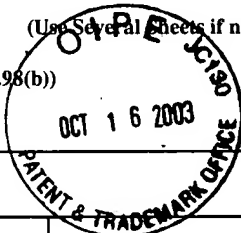


FERNANDO A. BORREGO, Reg No. 34,780

BASF Corporation
1609 Biddle Avenue
Wyandotte, MI 48192-3736
Tel. No.: (734) 324-6193

FORM PTO - 1449 (Modified)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use Several Sheets if necessary) (37 CFR 1.98(b))	ATTY. DOCKET NO. 12093	SERIAL NO. 09/937,788
	APPLICANT THOMAS BARTZ ET AL.	
	FILING DATE SEPTEMBER 28, 2001	GROUP ART UNIT 1711
	EXAMINER MELANIE D. BISSETT	



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U.S. PATENT DOCUMENTS

OCT 24 2003

EXAMINER INITIAL	PATENT NUMBER	ISSUE DATE	PATENTEE	CLASS	SUB- CLASS	FILING DATE
	5,649,430	07/22/97	WARD			
	5,688,835	11/18/97	SCHERBEL ET AL.			
	5,391,686	02/21/95	JADHAV ET AL.			

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FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION

EXAMINE R INITIAL	DOCUMENT NUMBER	PUBLI- CATION DATE	COUNTRY OR PATENT OFFICE	CLASS	SUB- CLASS	TRANS- LATION
	EP 728783 A1 ✓	08/28/96	EPO			
	EP 602 760 A1 ✓	06/22/94	EPO			
	WO 98/21259 ✓	05/22/98	WIPO			
	DE 4303887 A1 ✓	04/21/94	GERMANY			
	EP 936 240 A2 ✓	08/18/99	EPO			
	EP 960 723 A2 ✓	12/01/99	EPO			

OTHER DOCUMENTS (Including Author, Title, Date, Relevant Pages, Place of publication)

EXAMINER		
	✓	PCT International Search Report Dated August 14, 2000.

EXAMINER	DATE CONSIDERED

Examiner: Initial citation considered. Draw a line though citation if not in conformance and not considered. Include copy of this form with next communication to the applicant

FORM1449

REV-11/11/97 ☒